IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION AT DAYTON

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Plaintiffs,

vs.

Case No. 3:06-CV-301

THE NCR CORPORATION,

JUDGE WALTER HERBERT RICE

Defendant.

DECISION AND ENTRY OVERRULING PLAINTIFFS' MOTION FOR ATTORNEYS' FEES (DOC. #56), WITHOUT PREJUDICE TO RENEWAL AT CONCLUSION OF APPELLATE PROCESS, SHOULD THIS COURT'S JUDGMENT BE AFFIRMED

The captioned cause is on appeal from this Court's judgment of August 27, 2009 (Doc. #55), entered in favor of Plaintiffs and against Defendant herein.

Accordingly, Plaintiffs' Motion for Attorneys' Fees (Doc. #56) is overruled, without prejudice to renewal, at the conclusion of the appellate process, should this Court's judgment be affirmed.

September 27, 2010

WALTER HERBERT RICE UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of record